



SDMS DocID 559069

289
The Great Atlantic & Pacific Tea Company, Inc.
Legal Department
2 Paragon Drive — Montvale, New Jersey 07645
201-573-9700
289

Edward J. Kaniewski
Senior Attorney -
Real Estate

August 30, 1988

Superfund Records Center
SITE: Coakley
BREAK: 119
OTHER: 559069

Merrill S. Hohman
Director
U.S. Environmental Protection Agency
J.F. Kennedy Federal Building
Boston, Massachusetts 02203-2211

Re: **Coakley Landfill Site**

Dear Mr. Hohman:

I am requesting a thirty (30) day extension of time to provide answers to your request for information regarding the Coakley Landfill site. I apologize for putting this request in writing without a courtesy call to you, but I did call Mr. Marchessault and Attorney Firestone on Tuesday, August 23rd between the designated hours. No one answered Mr. Marchessault's phone and Mr. Firestone did not return my call.


Recognizing the importance of this matter, I would like to reply to you as quickly as I can. The EPA's requests were not sufficiently detailed for A&P to provide a response, for example, not even the dates of operation of the subject landfill were provided, making it difficult to prepare a reply.

Would you please provide me with any information, copies of relevant invoices, printed materials, etc., that you may have about A&P's alleged use of the landfill. Over its 129 years of corporate life, A&P has opened and closed large numbers of stores, warehouses and other facilities throughout the country. Any supporting information, such as store locations, dates or times of alleged waste disposal at Coakley will make our search considerably less burdensome.

Page 2 of 2
August 30, 1988
Merrill S. Hohman

(If necessary, for your records, this request can be deemed to be pursuant to the Freedom of Information Act. We agree to pay reasonable reproduction costs; however, please advise if this will exceed \$50.00).

Very truly yours,


Edward J. Kaniewski
Senior Attorney,
Real Estate

EJK/ar

cc: Paul Marchessault
U.S. Environmental Protection Agency
P.O. Box 3409
Reston, Virginia 22091

Jeremy Firestone, Esq.



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Edward J. Kaniewski
Senior Attorney -
Real Estate

September 23, 1988

Mr. Paul Marchessault
U.S. Environmental Protection Agency
P.O. Box 3409
Reston, Virginia 22901

Subject: **Coakley Landfill**
North Hampton, New Hampshire

Dear Mr. Marchessault:

Enclosed please find the response of The Great Atlantic & Pacific Tea Company, Inc. to the EPA's request for information on the Coakley Landfill.

Please call if I can be of further assistance.

Very truly yours,


Edward J. Kaniewski, Esq.

EJK/ar
Enclosure

cc: R.J. Scola
R.G. Ulrich

EXHIBIT A

Montvale Personnel

Address: A&P Headquarters,
Two Paragon Drive
Montvale, New Jersey 07645
(201) 573-9700

R.G. Ulrich - Senior Vice President & General Counsel
(201) 930-4381

R.J. Scola - Vice President, Real Estate Law, and
Assistant General Counsel
(201) 930-4382

F.X. Leonard - Vice President, Headquarters Real Estate
(201) 930-4264

W.F. Carr - National Administrator, Real Estate
(201) 930-4265

P. O'Gorman - Senior Vice President, Development
(201) 930-4540

C. Horler - Vice President, Construction
(201) 930-8444

M. Norcia - Director, Risk Management
(201) 930-4192

B. Voorhees - Corporate Claims Manager
(201) 930-4141

Dr. E.N. Bilenker - Vice President, Research and Development
and Quality Control
(201) 930-4231

W.T. Fitzpatrick - Director, A&P Properties
(201) 930-4268

D. Leathers - Vice President, Field Real Estate
(201) 930-8318

E. Vanek - Director, Building Services
(201) 930-4556

R. McCall - Director, Environmental Health & Safety
(201) 930-4579

EXHIBIT A

(Cont'd.)

A&P Northeast Group (Springfield) Personnel

Address: A&P Northeast Group Headquarters
112 Industry Avenue
Springfield, Massachusetts 01104
(413) 781-9300

B. Weinbaum - Group Vice President
(413) 781-1101

J. Burweger - Group Director of Real Estate
(413) 781-1135

P. Morgenstern - Group Director, Maintenance
(413) 781-1136

R. Carr - Group Director, Design & Construction
(413) 781-1104

F. Gregori - Merchandise Director
(413) 781-1112

Other - Store Personnel

J. King - Store Manager, Store #589
Deer Street
Portsmouth, New Hampshire 03801
(603) 430-8424

J. William - Assistant Store Manager, Store #589
Deer Street
Portsmouth, New Hampshire 03801

RESPONSE TO REQUESTS FOR INFORMATION

General Information

1. Edward J. Kaniewski, Senior Attorney, Real Estate.
The Great Atlantic & Pacific Tea Company, Inc. ("A&P"),
Two Paragon Drive, Montvale, New Jersey 07645, (201)
930-4377.
2. Exhibit A identifies all persons consulted in preparing
the responses to Requests contained herein and their
business addresses. Exhibit B identifies the home
addresses of such persons. Confidentiality of Exhibit
B is requested.
3. A copy of A&P Company's lease file for its Deer Street,
Portsmouth, New Hampshire store is enclosed. (A&P's
site plan and construction specifications, which were
not consulted, are not included). Confidentiality of
this file is hereby requested.
4. The Deer Street, Portsmouth, New Hampshire store
premises is leased. The landlord, Flatley Company, may
(or may not) have additional information. (Address:
Mark 128 Office Park, 150 Wood Road, Braintree,
Massachusetts 02184, telephone: (617) 848-2000).

A&P engages independent trash haulers who may (or may
not) have additional information. To service the Deer
Street store, A&P uses Browning Ferris Industries,
(address: Tolle Street, P.O. Box 147, Hudson, New
Hampshire 03031, telephone: (800) 442-9006.) For
other stores in the New Hampshire area, A&P currently
uses Myron W. Catte (address: P.O. Box 347, Raymond,
New Hampshire 03103, telephone: (603) 895-3177); Brask
Enterprises (address: P.O. Box 551, Attelboro,
Massachusetts 02703, telephone: (508) 222-5700.)
5. To the best of A&P's knowledge, none of A&P's employees
have any knowledge or information regarding the Site.
A&P has no knowledge of other persons with knowledge or
information regarding the Site.
6. See Response 4 for possible additional sources of
information.
7. Not applicable.

Financial/Corporate Information

8. (a) The Great Atlantic & Pacific Tea Company, Inc.
- (b) President: Louis Sherwood
Two Paragon Drive
Montvale, New Jersey 07645
- (c) Chairman: James Wood
Two Paragon Drive
Montvale, New Jersey 07645
- (d) In 1859, the Company was founded as The Great American Tea Company. In 1869, the Company's name was changed to The Great Atlantic and Pacific Tea Company and subsequently to The Great Atlantic & Pacific Tea Company, Inc.
9. Not applicable.
10. State of incorporation: Maryland
- Registered Agent: U.S. Corporation Company
Hampshire Plaza
1000 Elm Street
Manchester, New Hampshire 03101
11. Supermarket chain engaged in the retail sale of perishables, grocery products, health and beauty aids, and non-foods to the general public.
12. See Exhibit C for insurance policies from 1977 to date. Insurance records prior to 1977 are not readily available. A&P's insurance department is attempting to develop this information.
13. See enclosed 1987 Annual Report and Form 10K, which speak for themselves, for financial and other information about A&P.

GENERATOR/TRANSPORTER INFORMATION

14. To the best of A&P's knowledge, A&P has not accepted hazardous or non-hazardous materials for transportation to the Site from any person.
15. To the best of A&P's knowledge, A&P has not arranged for the disposal, treatment or transportation for disposal or treatment of hazardous materials to the Site.

A&P typically arranges for the disposal of garbage from its stores with third parties. A&P currently uses BFI for waste disposal of its Deer Street store and

Catte and Brask for other New Hampshire stores (see request number 4). A&P is not aware of any hazardous material being disposed of the ordinary course of trash removal from its stores.

A remodel of the Deer Street store was done in 1985 at which time interior construction materials were hauled to a dump by A&P's remodelling contractor, Wayne P. Rogers Construction Company. The contractor has advised A&P that no hazardous material was thrown into the dumpster as a result of the remodel. Herb Horn Trucking removed some items which did not fit into A&P's compactor, (e.g., broken pallets, metal baskets) approximately April/May 1988. None of these materials were known to A&P to be hazardous.